

AMENDED IN SENATE MARCH 20, 2006

SENATE BILL

No. 1268

Introduced by Senator Cedillo

February 9, 2006

~~An act to amend Section 13300 of the Penal Code, relating to criminal information. An act to add Section 53083 to the Government Code, relating to economic development.~~

LEGISLATIVE COUNSEL'S DIGEST

SB 1268, as amended, Cedillo. ~~Criminal history information. Economic development subsidies: review by local agencies.~~

~~Existing law requires local criminal justice agencies to furnish certain summary criminal history information to various law enforcement and local government persons, as specified.~~

~~This bill would make technical, nonsubstantive changes to that provision.~~

~~(1) Existing law provides for various programs for economic development activities by state and local agencies.~~

~~This bill would require each local agency with responsibility for economic development activities within its jurisdiction to provide specified information to the public before approving any economic development subsidy, as defined, within its jurisdiction, and to review, hold hearings, and report on those subsidies at specified intervals. By requiring a higher level of service of local agencies, this bill would impose a state-mandated local program.~~

~~(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.~~

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes.
State-mandated local program: ~~no~~-yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 53083 is added to the Government
2 Code, to read:
3 53083. (a) Each local agency with responsibility for
4 economic development activities within its jurisdiction shall,
5 prior to approving any economic development subsidy within its
6 jurisdiction, provide all of the following information in written
7 form available to the public, and through its Web site, if
8 applicable:
9 (1) The name and address of the entity or individual that is the
10 beneficiary of the economic development subsidy, if applicable.
11 (2) The start and end dates and schedule, if applicable, for the
12 economic development subsidy.
13 (3) The total amount of the expenditure of public funds, or of
14 revenue lost to the jurisdiction, as a result of the economic
15 development subsidy.
16 (b) The local agency shall review each economic development
17 subsidy no less than every two years, except that economic
18 development subsidies that apply for 40 years or more shall be
19 reviewed no less than every 5 years.
20 (c) The local agency shall hold a public hearing no less than
21 every two years for each economic development subsidy program
22 under its jurisdiction.
23 (d) The local agency shall provide a final report at the
24 conclusion of each economic development subsidy that would
25 include, but not be limited to, the information described in
26 subdivision (a), in written form available to the public, and
27 through its Web site, if applicable.
28 (e) For purposes of this section, “economic development
29 subsidy” means any expenditure of public funds or loss of
30 revenue to a local agency in the amount of twenty-five thousand
31 dollars (\$25,000) or more, for the purpose of stimulating

1 *economic development within a local jurisdiction, including, but*
2 *not limited to, bonds, grants, loans, loan guarantees, enterprise*
3 *zone or empowerment zone incentives, tax-increment financing,*
4 *fee waivers, land price subsidies, matching funds, tax*
5 *abatements, tax exemptions, and tax credits.*

6 *SEC. 2. The Legislature finds and declares that the right of*
7 *the public to be informed of economic development subsidies*
8 *implemented within their local jurisdictions, as described in*
9 *Section 53083 of the Government Code, as added by Section 1 of*
10 *this act, is a matter of statewide concern.*

11 *SEC. 3. If the Commission on State Mandates determines that*
12 *this act contains costs mandated by the state, reimbursement to*
13 *local agencies and school districts for those costs shall be made*
14 *pursuant to Part 7 (commencing with Section 17500) of Division*
15 *4 of Title 2 of the Government Code.*

16 ~~SECTION 1. Section 13300 of the Penal Code is amended to~~
17 ~~read:~~

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20 **All matter omitted in this version of the bill**
21 **appears in the bill as introduced in the**
22 **Senate, February 9, 2006. (JR11)**
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